

MULTISTATE TAX COMMISSION

Resolution No. 00-15

Resolution Regarding the Model Recordkeeping and Retention Regulation

WHEREAS, the participated in the formation of a task force of State tax administrators and taxpayer representatives to address the issues posed by the use of EDI technology and other similar business processes; and

WHEREAS, this Task Force is formally titled the Task Force on EDI Audit and Legal Issues for Tax Administration, and is composed of representatives of the Committee on State Taxation, the Institute for Professionals in Taxation, the Tax Executives Institute, the Federation of Tax Administrators, the Multistate Tax Commission and commissioners from several State tax administration agencies; and

WHEREAS, the Steering Committee of the Task Force has approved a Model Recordkeeping and Retention Regulation to govern taxpayer retention of books and records, particularly electronically generated and retained books and records; and

WHEREAS, the Multistate Tax Commission has adopted as a uniformity recommendation the Model Recordkeeping and Retention Regulation as a basic framework for States to follow when addressing the issue of taxpayer retention of electronically generated and retained books and records; and

WHEREAS, the model regulation is believed to represent an appropriate balance between the interests of tax administrators and taxpayers; and

WHEREAS, the States of Alabama, Arizona, Connecticut, Florida, Georgia, Illinois, Iowa, Maryland, New Hampshire, New Jersey, South Carolina, Utah, California Board of Equalization and the City of New York have adopted the model regulation in whole or in part; now, therefore, be it

RESOLVED, that the Multistate Tax Commission thank all individuals who devoted their time and effort in developing and refining the Model Recordkeeping and Retention Regulation; and be it further

RESOLVED, that the Multistate Tax Commission respectfully recommend that the remaining revenue agencies of the fifty States and the District of Columbia use the Model Recordkeeping and Retention Regulation as a starting point when defining the record retention and maintenance requirements imposed under state tax statutes.

Adopted this 28th day of July 2000 by the Multistate Tax Commission.